

REMARKS

Status of the Claims

Claims 32-42, 44-48, and 51-63 pending. Claims 43, 49, and 50 are canceled in the above amendment. Claims 51-63 are added. Support for these claims can be found in the Specification, including and specifically on pages 11, 15, 46, and 49.

Issues under 35 U.S.C. § 112, Second Paragraph

Claims 35-43, stand rejected under 35 U.S.C. § 112, second paragraph, as allegedly being indefinite. This rejection is respectfully traversed. However, in view of the above claim amendment this rejection is moot.

Accordingly, Applicants respectfully request that this rejection be withdrawn.

Issues Under 35 U.S.C. § 103

Claims 32, 36, 41, 49, and 50 stand objected under 35 U.S.C. § 103(a) as being allegedly obvious over U.S. Patent No. 5,284, 949. This rejection is respectfully traversed. However, in view of the above claim amendment, this rejection is moot. As stated in US '949, the compounds of US '949 are directed to pharmaceutical uses. US '949 fails to disclose or suggest the methods claimed herein.

Accordingly, Applicants respectfully request that this rejection be withdrawn.

Claim Objections/Allowable Subject Matter

The Examiner's objections to Claims 33, 34, 38-40, 42, and 44-48 as being allowable if re-written in independent form is noted. The Examiner will note that claim 33, 38, 40, and 42 are amended for clarification purposes, including for the correction of typographical errors. The formulas in these claims are now consistent with the corresponding formulas in the Specification.

Corrected Filing Receipt

In reviewing the Office Action cover sheet, Applicants note that June 26, 2001 is still incorrectly listed as the filing date of the instant application.

On January 31, 2002, Applicants filed a Petition Under 37 C.F.R. § 1.10 to correct the filing date appearing on the Official Filing Receipt. A copy of that Petition was enclosed as ATTACHMENT 1 in the Amendment filed December 18, 2002. No response from the Office with respect to the Petition has been received by Applicants or Applicants attorney.

As is shown by the attachments to the petition, this application clearly is entitled to a "date in" date of June 25, 2001. The Official Filing Receipt incorrectly lists the filing date as June 26, 2001. The Examiner is respectfully requested to check the status of the Petition.

Additionally, on October 9, 2001, Applicants filed a Request for Corrected Filing Receipt to correct the title of the invention to read: -- Novel Chain-Breaking Antioxidants --. The Examiner is respectfully requested to check the status of the Request, or correct the title by Examiner's Amendment.

The cooperation and attention of the Examiner with respect to these matters is appreciated.